
GOVERNMENT NOTICE
GOEWERMENTSKENNISGEWING

DEPARTMENT OF JUSTICE AND CONSTITUTIONAL DEVELOPMENT
DEPARTEMENT VAN JUSTISIE EN STAATKUNDIGE ONTWIKKELING

No. R. 1501

3 December 2002

BLACK ADMINISTRATION ACT, 1927

**AMENDMENT OF THE REGULATIONS FOR THE ADMINISTRATION AND DISTRIBUTION
OF ESTATES**

The President of the Republic of South Africa has under section 23(10) of the Black Administration Act, 1927 (Act No. 38 of 1927), made the regulations in the Schedule.

SCHEDULE

Definitions

1. In these regulations "the Regulations" means the regulations promulgated by Government Notice No. R. 200 of 6 February 1987.

Amendment of regulation 2

2. Regulation 2 of the Regulations is hereby amended by-

- (a) the deletion of paragraph (a); and
- (b) the substitution in paragraph (e) for the expression "paragraphs (a), (b), (c) and (d)" of the expression "paragraphs (b), (c) and (d)".

Amendment of regulation 3

3. Regulation 3 of the Regulations is hereby amended by the substitution for subregulation (1) of the following subregulation:

"(1) All the property in any estate falling within the purview of regulation 2(e) shall be administered in terms of the principles of customary law and the provisions of these regulations, and all other property shall be administered under the jurisdiction of the Master of the High Court in terms of the provisions of the Administration of Estates Act, 1965 (Act No. 66 of 1965)."

Amendment of regulation 4

4. Regulation 4 of the Regulations is hereby amended by the substitution in subregulation (1) for the expression "regulation 2" of the expression "regulation 2(e)".

Amendment of regulation 6

5. Regulation 6 of the Regulations is hereby amended by the substitution for subregulation (1) of the following subregulation:

"(1) Notwithstanding anything in regulation 3, if a person in the employ of any person dies without leaving such a will as is referred to in section 23(9) of the Act and the estate of that deceased person is governed by the principles of customary law, the magistrate in whose area of jurisdiction that person was employed immediately prior to his or her death may collect and realize any asset in, and may enforce any claim belonging to, the estate of that person."

Deletion of regulation 9

6. Regulation 9 of the Regulations is hereby deleted.

Commencement

7. These regulations shall come into operation on 5 December 2002.